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11 *Attorneys for Defendant Chris Russell*

12
13 UNITED STATES DISTRICT COURT

14 DISTRICT OF NEVADA

15 SEAN KEALEY, an individual,

Case No. 3:19-cv-00741-RCJ-CLB

16
17 Plaintiff,

18 vs.

19 CHRIS RUSSELL, an individual; and DOE
20 DEFENDANTS 1–10,

Defendants.

21
22 **DEFENDANT CHRIS RUSSELL’S REMOVAL STATEMENT**

23 Pursuant to the Court’s December 13, 2019 Minute Order (ECF No. 4), Defendant Chris
24 Russell hereby states as follows:

1 1. Defendant Chris Russell was served with a copy of the Complaint on November
2 21, 2019.

3 2. Defendant Chris Russell was served with a copy of the Summons on November
4 21, 2019.

5 3. Plaintiff Sean Kealey is a citizen of Nevada. *See* Compl. ¶ 1 (ECF No. 1, Ex. 1).
6 Defendant Chris Russell is a citizen of Utah, *see id.* ¶ 2, and there are no other named defendants
7 in this action. Concerning the amount in controversy, Defendant Chris Russell states:

8 a. Plaintiff has alleged a 25 percent interest in the profits of a limited
9 partnership, which Plaintiff alleges is in excess of \$15,000.00. *See id.* ¶¶ 11–30, 51–52.

10 b. Plaintiff has alleged he is owed \$98,942.00 for his partnership interest in
11 Quad Cities Nissan. *See id.* ¶ 26.

12 c. Plaintiff has alleged he is owed \$84,437.00 in compensation for
13 management duties he performed in a second stint with Quad Cities Nissan. *See id.* ¶ 33.

14 d. Plaintiff has alleged Defendant Chris Russell tortiously interfered with
15 Plaintiff becoming Executive Manager of Nissan Carson City, which Plaintiff estimates
16 would have resulted in annual compensation of \$1,000,000.00. *See id.* ¶¶ 31, 55–60, 75–
17 80.

18 e. Plaintiff has alleged Defendant Chris Russell has been unjustly enriched in
19 the amount of at least \$180,000.00. *See id.* ¶¶ 70–71.

20 f. Therefore, Plaintiff has alleged damages well in excess of \$75,000.00,
21 exclusive of interest and costs.

22 4. Defendant Chris Russell's Notice of Removal was filed within thirty (30) days of
23 first receiving a copy of the Summons and Complaint.
24

1 5. The state court action was commenced less than one (1) year prior to the date of
2 removal.

3 6. Defendant Chris Russell is the only named defendant in this action.

4 DATED December 16, 2019

5 RAY QUINNEY & NEBEKER P.C.

6 By: /s/ Gregory J. Savage
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CERTIFICATE OF SERVICE

I certify that I am an employee of Kaempfer Crowell, I am over the age of 18 and my business address is 50 W. Liberty Street, Suite 700, Reno, Nevada. On December 16 2019, I electronically filed the foregoing **DEFENDANT CHRIS RUSSELL'S REMOVAL STATEMENT** with the Clerk of this Court by using the CM/ECF system which provided notice to the following interested parties:

Kenneth K. Ching, Esq.
Argentum Law
6121 Lakeside Dr., Suite 208
Reno, Nevada 89511

I declare under penalty of perjury that the foregoing is true and correct.

Dated December 16, 2019.

/s/ Merrillyn Marsh
An employee of Kaempfer Crowell